

*PCT IFW*



PATENT

ATTORNEY DOCKET NO.: 47233-0052

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Ichiro TAKEDA et al.

Application No.: 10/538,643

Filed: December 28, 2005

For: LIQUID FILING METHOD AND  
APPARATUS

Confirmation No.: 3704

Group Art Unit: 4147

Examiner: Jason Karol Niesz

Commissioner for Patents  
U.S. Patent and Trademark Office  
**Customer Window, Mail Stop Amendment**  
Alexandria, VA 22314

Sir:

**AMENDMENT TRANSMITTAL FORM**

1. Transmitted herewith is an Amendment in response to the Office Action dated February 12, 2008.

2. Additional papers enclosed:

- ☐ Drawings: \_\_\_\_\_ sheet(s) with \_\_\_\_\_ figure(s)
- ☒ Information Disclosure Statement
- ☒ PTO Form 1449 w/(6 Non-U.S. references attached)
- ☒ International Search Report dated March 23, 2004
- ☐ Declaration of Biological Deposit
- ☐ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

☒ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition and fee for extension of time.

☐ Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input type="checkbox"/> one month	\$ 120.00	\$ 60.00
<input type="checkbox"/> two months	\$ 460.00	\$ 225.00
<input type="checkbox"/> three months	\$ 1,050.00	\$ 510.00
<input type="checkbox"/> four months	\$ 1,640.00	\$ 795.00

Extension of time fee due with this request: \$\_\_\_\_\_

If an additional extension of time is required, please consider this a Petition therefor.

4. Constructive Petition

☒ **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0573. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	36	minus	32	4	x \$50 each =	+ \$200.00
Independent Claims (37 C.F.R. §1.16(b))	4	minus	4	0	x \$210 each =	+ \$0.00
[ ] First presentation of Multiple dependent claim(s)					\$370.00	+ \$0.00
SUB-TOTAL =						\$0.00
Reduction by ½ for filing by a small entity						- \$0.00
TOTAL FEE =						\$200.00

6. Fee Payment

- ☐ No fee is to be paid at this time.
- ☒ Enclosed is a check in the amount of \$380.00 to include \$200.00 for the additional claims fee and \$180.00 for the IDS fee.
- ☐ The Commissioner is hereby authorized to charge \_\_\_\_\_ to Deposit Account No. 50-0573 for the \_\_\_\_\_ fee.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0573.

05/06/2008 GFREY1 00000093 10538643

01 FC:1615 200.00 DP

05/06/2008 GFREY1 00000093 10538643

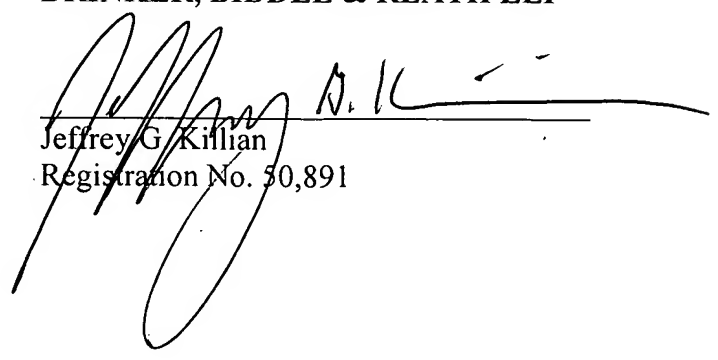
02 FC:1806 180.00 DP

Dated: May 1, 2008

Respectfully submitted,

**DRINKER, BIDDLE & REATH LLP**

By:


  
Jeffrey G. Killian
   
Registration No. 50,891
Customer No. **055694****DRINKER, BIDDLE & REATH LLP**

1500 K Street, N.W., Suite 1100

Washington, D.C. 20005-1209

Tel: (202) 842-8800

Fax: (202) 842-8465